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Paper No. 17

**BRISTOL-MYERS SQUIBB COMPANY**  
**PATENT DEPARTMENT**  
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**APR 19 2004**

In re Patent No. 6,670,384	:	OFFICE OF PETITIONS
Issue Date: December 30, 2004	:	
Application No. 10/055,653	:	DECISION ON PETITION
Filed: January 23, 2002	:	UNDER 37 CFR 1.313(c)(2)
Attorney Docket No. LD0284 NP	:	

This is a decision on the petition under 37 CFR 1.313(c)(2), filed January 16, 2004, to withdraw the above-identified application from issue and on the subsequent petition, filed February 26, 2004 withdrawing the petition filed January 16, 2004.

The petition is dismissed as moot since, as noted in the petition filed on February 26, 2004, the application had already issued into Patent No. 6,670,384 on December 30, 2003.

Since this application had already issued into a patent prior to the filing of the instant petition to withdraw from issue, the concurrently filed request for continued examination (RCE) is improper and will not be processed. In view thereof, the \$770 filing fee submitted therefor, as well as the petition fee of \$130, will be credited to petitioner's deposit account in due course.

The Information Disclosure Statement, as well as the concurrently filed amendment, has been placed in the file of the above-identified application without further consideration. See 37 CFR 1.97(i).

Telephone inquiries should be directed to the undersigned at (703) 305-8680.

The patented file is being forwarded to Files Repository.

  
Frances Hicks

Lead Petitions Examiner  
Office of Petitions  
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for Patent Examination Policy